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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

12 J. AUGUSTO BASTIDAS, M.D.;

13 PLAINTIFF,

14 v.

15 GOOD SAMARITAN HOSPITAL LP, A
16 DELAWARE LIMITED PARTNERSHIP;
GOOD SAMARITAN HOSPITAL LLC, A
17 DELAWARE LIMITED LIABILITY
COMPANY; GOOD SAMARITAN
18 HOSPITAL MEDICAL STAFF, A
CALIFORNIA UNINCORPORATED
19 ASSOCIATION; HCA, INC., A DELAWARE
CORPORATION; STEVEN M. SCHWARTZ,
20 M.D.; AND BRUCE G. WILBUR, M.D.

21 DEFENDANTS.

CASE NO. C-13-4388-SI

**JOINT STIPULATION AND ~~[PROPOSED]~~
ORDER TO CHANGE DEADLINE TO
RESPOND TO SECOND AMENDED
COMPLAINT**

22 Judge: Hon. Susan Illston
23 Complaint Filed: September 20, 2013
Trial Date: None Set

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28 C-13-4388-SI

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1 WHEREAS, on March 13, 2014, the Court granted the separate Motions to Dismiss of
2 Good Samaritan Hospital LP, Samaritan LLC, Good Samaritan Hospital Medical Staff, Bruce G.
3 Wilbur, M.D. and Steven M. Schwartz, M.D. (“Good Samaritan Defendants”) and HCA Inc.
4 (“HCA, and collectively with the Good Samaritan Defendants, the “Defendants”) as to Plaintiff’s
5 First Amended Complaint, with leave to amend certain causes of action [Docket No. 56]; and
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7 WHEREAS, Plaintiff filed a Second Amended Complaint on April 16 2014 [Docket No.
8 60]; and
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10 WHEREAS, due to the complexity of the pertinent legal and factual issues, and current
11 conflicts of counsel on other matters, the parties have stipulated to an extension until May 12,
12 2014 for the Defendants to file responses to the Second Amended Complaint; and

13 WHEREAS, the parties agree that this modification to the date by which Defendants are
14 required to respond to the Second Amended Complaint will not affect any other current deadlines
15 in this case.

16 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among the parties
17 hereto, with the Court's permission, that the date by which the Defendants shall serve their
18 responses to the Second Amended Complaint is May 12, 2014.
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20 Respectfully submitted,

21 DATED: April 22, 2014

HENNEFER, FINLEY & WOOD, LLP

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23 BY: /s/ James A. Hennefer

24 JAMES A. HENNEFER

25 Attorneys for Plaintiff J. Augusto Bastidas, M.D.
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1 DATED: April 22, 2014

SHANNON, MARTIN, FINKELSTEIN, &
ALVARADO, P.C.

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3
4 BY: /s/ George A. Shannon, Jr.
5 GEORGE A. SHANNON, JR. (*Pro Hac Vice*)
6 Carlos A. Mattioli (*Pro Hac Vice*)
7 Adam C. Kiehne (*Pro Hac Vice*)
8 Attorneys for Defendant HCA Inc.

9 DATED: April 22, 2014

GIBSON, DUNN & CRUTCHER LLP

10
11 BY: /s/ Thad A. Davis
12 THAD A. DAVIS
13 MICHAEL LI-MING WONG
14 Attorneys for Defendants Good Samaritan
Hospital, L.P., Samaritan, LLC, Good Samaritan
Hospital Medical Staff, Steven M. Schwartz,
M.D., and Bruce G. Wilbur, M.D.

15 **[PROPOSED] ORDER**

16 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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18 DATED: ^{4/23}_____, 2014



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20 HONORABLE SUSAN ILLSTON
21 UNITED STATES DISTRICT JUDGE
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FILER'S ATTESTATION

I, George A. Shannon, Jr., hereby attest that concurrence in the filing of this Joint Stipulation and Proposed Order to Change Deadline to Respond to Second Amended Complaint has been obtained from each of the other signatories listed above, each of whom has authorized me to affix his or her electronic signature to this Stipulation.

Respectfully submitted,
SHANNON, MARTIN, FINKELSTEIN, ALVARADO
& DUNNE

By: /s/ George A. Shannon, Jr.

George A. Shannon, Jr.
Attorney for Defendant HCA Inc.

CERTIFICATE OF SERVICE

STATE OF TEXAS, COUNTY OF HARRIS

At the time of service, I was over 18 years of age and **not a Party to this action**. I am employed in the County of Harris, State of Texas. My business address is 1001 McKinney Street, Suite 1100, Houston, TX 77002.

On April 22, 2014, I served true copies of the following document(s) described as

**JOINT STIPULATION AND [PROPOSED] ORDER TO CHANGE DEADLINE
TO RESPOND TO SECOND AMENDED COMPLAINT.**

BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of George A. Shannon, Jr. who has been admitted pro hac vice in this case and at whose direction the service was made.

Executed on April 22, 2014, at Houston, Texas.

/s/ Cindy DeMott
Cindy DeMott

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